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*Attorneys for Defendant  
The Fairchild Corporation*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

TIG INSURANCE COMPANY,

Plaintiff,

-against-

THE FAIRCHILD CORPORATION and  
NATIONAL UNION FIRE INSURANCE  
COMPANY OF PITTSBURGH, PA,

Defendants.

Civil Action No. 07 Civ. 8250 (JGK)

ECF CASE

**DECLARATION OF  
PETER V. BAUGHER**

I, Peter V. Baugher, hereby declare as follows:

1. I have personal knowledge of, and am competent to testify to, the matters set forth in this Declaration.
2. I am an attorney with Schopf & Weiss LLP and am one of the attorneys for Defendant The Fairchild Corporation ("Fairchild").

3. I submit this declaration in support of Fairchild's Motion to Dismiss or, Alternatively, to Stay and Memorandum in Support thereof.

4. A true and correct copy of the TIG Insurance Company's ("TIG") Complaint for Declaratory Relief in the instant case is attached as Exhibit 1.

5. A true and correct copy of the Complaint filed in the case captioned *Milacron, Inc. and Milacron Assurance Ltd. v. The Fairchild Corporation and RHI Holdings, Inc.*, pending in the Court of Common Pleas, Hamilton County, Ohio, Case No.: A-04-04162, is attached as Exhibit 2.

6. A true and correct copy of Fairchild's Third Party Complaint against American International Group, Inc., National Union Fire Insurance Company of Pittsburgh, PA, Insurance Company of Pennsylvania, Zurich American Insurance Company, Royal & SunAlliance USA, and The Hartford Fire Insurance Company, filed in the case captioned *Milacron, Inc. and Milacron Assurance Ltd. v. The Fairchild Corporation and RHI Holdings, Inc.*, pending in the Court of Common Pleas, Hamilton County, Ohio, Case No.: A-04-04162, is attached as Exhibit 3.

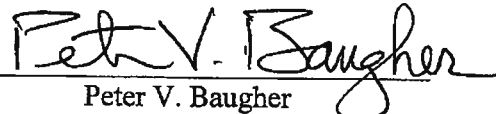
7. A true and correct copy of the Order Granting Motion to Bifurcate Trial, entered September 25, 2006 in the case captioned *Milacron, Inc. and Milacron Assurance Ltd. v. The Fairchild Corporation and RHI Holdings, Inc.*, pending in the Court of Common Pleas, Hamilton County, Ohio, Case No.: A-04-04162, is attached as Exhibit 4.

8. A true and correct copy of Fairchild's Second Amended Third Party Complaint against, *inter alia*, Westchester Fire Insurance Company, Industrial Indemnity Company and TIG, filed in the case captioned *Milacron, Inc. and Milacron Assurance Ltd. v.*

*The Fairchild Corporation and RHI Holdings, Inc.*, pending in the Court of Common Pleas,  
Hamilton County, Ohio, Case No.: A-04-04162, is attached as Exhibit 5.

9. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the  
foregoing is true and correct.

Dated: Chicago, Illinois  
December 10, 2007

By:   
Peter V. Baugher

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